Price : *Rs* 2.70



Punjab Government Gazette

EXTRAORDINARY

Published by Authority

CHANDIGARH, WEDNESDAY, MARCH 29, 2017 (CHAITRA 8, 1939 SAKA)

PUNJAB VIDHAN SABHA SECRETARIAT NOTIFICATION

The 29th March, 2017

No. 1-PLA-2017/16.-The Punjab Appropriation Bill, 2017 is hereby published for general information under the proviso to rule 121 of the Rules of Procedure and Conduct of Business in the Punjab Vidhan Sabha (Punjab Legislative Assembly):-

Bill No. 1-PLA-2017

THE PUNJAB APPROPRIATION BILL, 2017

A

BILL

to authorize the payment and appropriation of certain sums from and out of the Consolidated Fund of the State of Punjab, for the services and purposes during the financial year, 2016-2017.

BE it enacted by the Legislature of the State of Punjab in the Sixty-eighth Year of the Republic of India as follows:-

1. This Act may be called the Punjab Appropriation Act, 2017.

Short title.

of 2. Issue ₹ 2,51,99,79,57,000/out of the Consolidated Fund of the State of year, 2016-2017.

From and out of the Consolidated Fund of the State of Punjab, there may be paid and applied sums, not exceeding those, specified in column 5 of the Schedule, appended to this Act, amounting, in the aggregate to a sum of Punjab for the financial ₹ 2,51,99,79,57,000/- (Rs. Twenty Five thousand One Hundred Ninety Nine Crores Seventy Nine Lacs and Fifty Seven Thousand only) towards defraying several charges, which will come in the course of payment to be made during the financial year, 2016-2017, in respect of the services and purposes, specified in column 2 of the said Schedule.

Appropriation.

The sums, authorized to be paid and applied from and out of the Consolidated Fund of the State of Punjab by this Act, shall be appropriated for the services and purposes, specified in the said Schedule, in relation to the financial year 2016-2017.

Overriding effect of the Act.

Notwithstanding anything contained in any other Act for the time being in force, the provisions of this Act shall prevail.

PUNJAB GOVT. GAZ. (EXTRA), MARCH 29, 2017 (CHTR 8, 1939 SAKA)

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SCHEDULE

Demand Services and purposes			Sums not exceeding		
No.			Grant made	Charged o	n Total
			by the Legis	lative the Conso	lidated
			Assembly	Fund	
1	2		3	4	5
			Rs.	Rs.	Rs.
1	Agriculture and Forests	Revenue	12501855000	17930000	12519785000
		Capital	0	0	C
2	Animal Husbandry and Fisheries	Revenue	72135000	1218000	73353000
		Capital	56998000	0	56998000
3	Cooperation	Revenue	22012000	225000	22237000
		Capital	513144000	0	513144000
4	Defence Services Welfare	Revenue	376566000	430000	376996000
		Capital	0	0	0
5	Education	Revenue	1111017000	3170000	1114187000
		Capital	2000	0	2000
6	Election	Revenue	57290000	0	57290000
		Capital	0	0	0
7	Excise and Taxation	Revenue	93970000	100000	94070000
		Capital	0	0	0
8	Finance	Revenue	4303370000	10440251000	14743621000
		Capital	0	85026430000	85026430000
9	Food and Supplies	Revenue	34404000	45000	34449000
		Capital	20321641000	0	20321641000
10	General Administration	Revenue	1140617000	9195000	1149812000
		Capital	58536000	0	58536000
11	Health and Family Welfare	Revenue	1516083000	19252000	1535335000
	•	Capital	190952000	0	190952000
12	Home Affairs and Justice	Revenue	6980557000	24828000	7005385000
		Capital	726700000	0	726700000
13	Industries	Revenue	1535000	17400000	18935000
		Capital	0	0	0
14	Information and Public Relation	Revenue	223366000	0	223366000
		Capital	0	0	0
15	Irrigation and Power	Revenue	21343894000	0	21343894000
ı.	inguionuidi onoi	Capital	61601446000	0	61601446000
		сирии	01001770000	U	01001770000

	Grand Total		156432522000	95565435000	251997957000
		Capital	94800960000	85026430000	179827390000
	Total	Revenue	61631562000	10539005000	72170567000
		Capital	0	0	0
30	Vigilance	Revenue	8642000	0	8642000
	-	Capital	48632000	0	48632000
29	Transport	Revenue	206369000	0	206369000
		Capital	282871000	0	282871000
28	Tourism and Cultural Affairs	Revenue	535181000	0	535181000
21	Training	Capital	87100000	0	87100000
27	Technical Education and Industrial	Revenue	623096000	68000	623164000
26	State Legislature	Revenue Capital	45118000 0	0	45118000 0
~	Castes & Backward Classes	D.	45110000	0	45110000
	Welfare and Welfare of Scheduled	Capital	2000	0	2000
25	Social Security, Women & Child	Revenue	10000	0	10000
21	Environment	Capital	1000	0	1000
24	Science, Technology and	Revenue	0	0	0
25	Rural Development and Panchayats	Capital	647880000	0	647880000
23	Daniel Day alammant and Danishayata	Capital Revenue	2968776000	0	2968776000
22	Revenue and Rehabilitation	Revenue	5945365000 5000000	4539000 0	5949904000 5000000
~	D 1 125 2	Capital	6811383000	0	6811383000
21	Public Works	Revenue	1339677000	0	1339677000
		Capital	459944000	0	459944000
19	Planning	Revenue	38631000	354000	38985000
	Reforms	Capital	0	0	0
18	Personnel and Administrative	Revenue	47211000	0	47211000
	Urban Development	Capital	2988728000	0	2988728000
17	Local Government, Housing and	Revenue	94815000	0	94815000

STATEMENT OF OBJECTS AND REASONS

The Bill is introduced in pursuance of clause (1) of Article 204 of the Constitution of India, read with Article 206 thereof, to provide for the appropriation out of the Consolidated Fund of the State of all money required to meet the expenditure charged on the Consolidated Fund and the grants made in advance by the Legislative Assembly in respect of the estimated expenditure of the State Government, for the financial year 2016-2017.

MANPREET SINGH BADAL

Minister for Finance, Punjab.

The Governor has, in pursuance of clause (1) and (3) of Article 207 of the Constitution of India, recommended to the Punjab Legislative Assembly, the introduction and consideration of the Bill.

Chandigarh
The 29th March, 2017

SHASHI LAKHANPAL MISHRA

Secretary.

1223/03-2017/Pb. Govt. Press, S.A.S. Nagar

Price : *Rs* 2.70



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EXTRAORDINARY

Published by Authority

CHANDIGARH, WEDNESDAY, MARCH 29, 2017 (CHAITRA 8, 1939 SAKA)

PUNJAB VIDHAN SABHA SECRETARIAT NOTIFICATION

The 29th March, 2017

No. 2-PLA-2017/17:-The Punjab Appropriation (Vote-on-Account) Bill, 2017 is hereby published for general information under the proviso to rule 121 of the Rules of Procedure and Conduct of Business in the Punjab Vidhan Sabha (Punjab Legislative Assembly):-

Bill No. 2-PLA-2017

THE PUNJAB APPROPRIATION (VOTE-ON-ACCOUNT) BILL, 2017

Α

BILL

to authorize the payment and appropriation of certain sums from and out of the Consolidated Fund of the State of Punjab, for the services of a part of the Financial Year 2017-2018.

BE it enacted by the Legislature of the State of Punjab in the Sixty-eighth Year of the Republic of India as follows:-

1. This Act may be called the Punjab Appropriation (Vote on Account) Act, Short title. 2017.

Issue of ₹2,93,89,89,76,000/-out of the Consolidated Fund of the State of Punjab for the financial year, 2017-2018.

2. From and out of the Consolidated Fund of the State of Punjab, there may be paid and applied, sums not exceeding those, specified in column 5 of the Schedule, appended to this Act, amounting in aggregate to a sum of rupees 2,93,89,89,76,000 (Rs. Twenty-Nine Thousand Three Hundred Eighty-Nine Crore Eighty-Nine Lakh Seventy-Six thousands only) towards defraying the several charges, during the Financial Year 2017-2018, in respect of the services and purposes, specified in column 2 of the said Schedule.

Appropriation.

3. The sums authorized to be paid and applied from and out of the Consolidated Fund of the State of Punjab by this Act, shall be appropriated for the services and purposes, expressed in the said Schedule in relation to the Financial Year 2017-2018.

Overriding effect of the Act.

4. Notwithstanding anything contained in any other Act for the time being in force, the provisions of this Act shall prevail.

PUNJAB GOVT. GAZ. (EXTRA), MARCH 29, 2017 (CHTR 8, 1939 SAKA)

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SCHEDULE

Dema	and Services and purposes		Sums not exceeding		
No.			Grant made	Charged or	n Total
			by the Legisl	ative the Consol	idated
			Assembly	Fund	
1	2		3	4	5
			Rs.	Rs.	Rs.
1	Agriculture and Forests	Revenue	19473998000	4820000	19478818000
		Capital	6603000	0	6603000
2	Animal Husbandry and Fisheries	Revenue	1679636000	330000	1679966000
		Capital	87859000	0	87859000
3	Co-operation	Revenue	283986000	94000	284080000
		Capital	898286000	0	898286000
4	Defence Services Welfare	Revenue	197467000	110000	197577000
		Capital	0	0	0
5	Education	Revenue	32494717000	93397000	32588114000
		Capital	457534000	0	457534000
6	Election	Revenue	495157000	0	495157000
		Capital	0	0	0
7	Excise and Taxation	Revenue	812294000	388000	812682000
		Capital	0	0	0
8	Finance	Revenue	20875809000	29579904000	50455713000
		Capital	113506000	78805249000	78918755000
9	Food and Supplies	Revenue	1668170000	100000	1668270000
	••	Capital	5080525000	0	5080525000
10	General Administration	Revenue	1063622000	26467000	1090089000
		Capital	114034000	0	114034000
11	Health and Family Welfare	Revenue	10340482000	5470000	10345952000
	•	Capital	57406000	0	57406000
12	Home Affairs and Justice	Revenue	22695145000	453825000	23148970000
		Capital	795060000	2875000	797935000
13	Industries	Revenue	260743000	4350000	265093000
		Capital	0	0	0
14	Information and Public Relation	Revenue	501178000	0	501178000
		Capital	2307000	0	2307000
15	Irrigation and Power	Revenue	11403161000	0	11403161000
	•	Capital	18424360000	0	18424360000

	Grand Total		184891589000	109007387000	293898976000
		Capital	35382676000	78808124000	114190800000
	Total	Revenue	149508913000	30199263000	179708176000
30	Vigilance	Revenue Capital	148922000 0	419000 0	149341000 0
20	Vigilance	Revenue	1/10022000	410000	140341000
		Capital	17471000	0	17471000
29	Transport	Revenue	1504188000	0	1504188000
		Capital	562611000	0	562611000
28	Tourism and Cultural Affairs	Revenue	315815000	0	315815000
	Training	Capital	67102000	0	67102000
27	Technical Education and Industrial	Revenue	1290267000	30000	1290297000
		Capital	0	0	0
26	State Legislature	Revenue	132984000	2475000	135459000
	and Dackward Classes				0
	and Backward Classes	Сарнаі	213123000	U	213123000
25	and Welfare of Scheduled Castes	Capital	213123000	20000	213123000
25	Social and Women's Welfare	Revenue	6465311000	260000	6465571000
	Environment	Capital	3750000	0	3750000 0
24	Science, Technology and	Revenue	29054000	0	29054000
	Panchayats	Capital	507262000	0	507262000
23	Rural Development and	Revenue	4143646000	0	4143646000
		Capital	1250000	0	1250000
22	Revenue and Rehabilitation	Revenue	4006508000	1878000	4008386000
		Capital	5663448000	0	5663448000
21	Public Works	Revenue	3237511000	575000	3238086000
		Capital	409256000	0	409256000
19	Planning	Revenue	157872000	89000	157961000
	Reforms	Capital	0	0	0
18	Personnel and Administrative	Revenue	42823000	24282000	67105000
	Urban Development	Capital	1899923000	0	1899923000
17	Local Government, Housing and	Revenue	3623130000	0	3623130000
	1 7	Capital	0	0	0
16	Labour and Employment	Revenue	165317000	0	165317000

STATEMENT OF OBJECTS AND REASONS

The Bill is introduced in pursuance of clause (1) of Article 204 of the Constitution of India read with Article 206 thereof, to provide for the appropriation from and out of the Consolidated Fund of the State of all money required to meet the expenditure charged on the Consolidated Fund and the grants made in advance (Vote on Account) by the Legislative Assembly in respect of the estimated expenditure of the State Government, for the financial year 2017-18

MANPREET SINGH BADAL

Minister for Finance, Punjab.

The Governor has, in pursuance of clause (1) and (3) of Article 207 of the Constitution of India, recommended to the Punjab Legislative Assembly, the introduction and consideration of the Bill.

Chandigarh The 29th March, 2017 SHASHI LAKHANPAL MISHRA
Secretary.

1223/03-2017/Pb. Govt. Press, S.A.S. Nagar

Price : *Rs* 2.70



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CHANDIGARH, WEDNESDAY, MARCH 29, 2017 (CHAITRA 8, 1939 SAKA)

PUNJAB VIDHAN SABHA SECRETARIAT NOTIFICATION

The 29th March, 2017

No. 3-PLA-2017/18.-The Punjab Law Officers (Engagement) Bill, 2017 is hereby published for general information under the proviso to rule 121 of the Rules of Procedure and Conduct of Business in the Punjab Vidhan Sabha (Punjab Legislative Assembly):-

Bill No.3-PLA-2017

THE PUNJAB LAW OFFICERS (ENGAGEMENT) BILL, 2017

A

BILL

to provide for system of engagement of Law Officers in the office of Advocate General in a transparent, fair and objective manner and for matters connected therewith or incidental thereto.

BE in enacted by the Legislature of the State of Punjab in the Sixty-eighth Year of the Republic of India as follows:-

1. (1) This Act may be called the Punjab Law Officers (Engagement) Short title and commencement.

(2) It shall come into force on and with effect from the date of its publication in the Official Gazette.

Definitions.

- 2. In this Act, unless the context otherwise requires,-
 - (a) "Advocate General" means a person appointed under Article 165 of the Constitution of India as Advocate General for the State of Punjab and includes any person appointed to act temporarily as such;
 - (b) "Category" means the category of post of Law Officers specified in section 3 of this Act and includes such other categories of Law Officers, as may be determined by the Government, by notification from time to time;
 - (c) "Government" means the Government of the State of Punjab in the Department of Justice;
 - (d) "Law Officer" means an Advocate engaged under this Act as a Law Officer in the office of Advocate General by the Government;
 - (e) "Scrutiny Committee" means the Committee to be notified under section 6 of this Act; and
 - (f) "Selection Committee" means a Committee constituted under Section 7 of this Act.

Law Officer categories and work assessment.

- 3. (1) The following categories of Law Officers may be engaged in the office of Advocate General, namely:-
 - (a) the Senior Additional Advocate General;
 - (b) the Additional Advocate General;
 - (c) the Senior Deputy Advocate General;
 - (d) the Deputy Advocate General;
 - (e) the Assistant Advocate General; and
 - (f) the Advocates-on-Record.
- (2) The above categories of Law Officers and the number of Law Officers to be engaged under each category may be modified from time to time by the Government, based on an assessment made by the Government in consultation with the office of Advocate General regarding the workload of legal cases involving the State Government and the requirement of Law Officers under various categories and the requirement of Law Officers before the Courts.

- (3) The Government while making assessment under sub-section (2) above may take into consideration various aspects, namely, the total number of Courts (sanctioned and working), the number of cases, the number of Law Officers already engaged /working, the nature of work involved, specialization in subject matters and any other relevant material or aspect, as it deems fit.
- The Government may, having regard to the recommendations of the Advocate General, decide upon the creation, abolition or modification to the number, duration and categories of the posts of Law Officers. Such categories and their numbers shall be notified by the Government from time to time.
- 5% posts of Law Officers shall be filled up from amongst the persons who are or have been a member of the Service under the Punjab Prosecution and Litigation (Group A) Service Rules, 2002 in the rank of District Attorney or above. The terms and conditions of the Services of these Law Officers shall be such, as may be notified by the Government.
- The Government shall be the Engaging Authority for various categories Engaging of posts under this Act. The pay, leave and other matters relating to the Authority. engagement of Law Officers shall be such, as may be provided by the Government from time to time.

(1) The Government shall invite applications through open advertisement for engagement to the posts of Law Officers.

Inviting Applications through open procedure.

The interested eligible persons may apply for such posts in the form and manner of such application.

> Scrutiny Committee.

> > Selection

- (1) The Government shall, by notification, constitute a Scrutiny 6. Committee.
- (2) On receipt of the applications, the Scrutiny Committee shall scrutinize the applications in terms of the eligibility conditions and process set out in the advertisement. After scrutiny of the applications, the matter shall be placed before the Selection Committee for its consideration.
- The names of the applicants, so scrutinized and forwarded to the Selection Committee, shall be published on the websites of the Government and the office of Advocate General.
- The Selection Committee shall consist of the following, namely:-7. (1)

the Advocate General; : Chairman

Committee and the Legal Remembrancer and Secretary to : Member-(b) engagement of Government of Punjab, Department of Secretary Law Officers. Legal and Legislative Affairs; and

- (c) three members to be appointed by the : Members Government, by notification.
- (2) The Selection Committee shall prepare a panel of names of Advocates as per eligibility criteria set out in this Act, merit, and suitability and shall submit its recommendations to the Government.
- (3) The Selection Committee shall also consider the applications from amongst the persons who are or have been a member of the Service under the Punjab Prosecution and Litigation (Group A) Service Rules, 2002 in the rank of District Attorney or above.
- (4) On the recommendations made by the Selection Committee, the Government shall, by order, make the engagement of Law Officers to the various categories and shall issue orders of engagement of Law Officers including such terms and conditions as may be determined by the Government in this regard from time to time. The names of such Law Officers and the categories to which they stand engaged shall also be published on the websites of the Government and the office of Advocate General:

Provided that the Advocate General may, with the approval of the Government, engage up to seven Advocates, who, in his opinion possess such special qualifications and experience as he deems suitable, as Law Officers keeping in view the exigencies and for smooth functioning of his office.

Nature of Engagement.

8. The engagement of Law Officers to various categories of posts shall be on contract basis and shall be engaged for such term as may be notified and shall be entitled to such benefits, privileges and corresponding protocol, as may be determined by the Government by specifically mentioning the same in terms and conditions of their engagement:

Provided that the Law Officers so engaged shall have no claim on such post in view of their engagement as Law Officers on contract basis:

Provided further that notwithstanding anything contained in any other law for the time being in force, the Law Officers so engaged shall not be eligible for regularization.

Eligibility criterian.

- 9. (1) In order to be eligible for engagement under this Act, the applicant shall be,-
 - (a) a citizen of India and registered with a Bar Council constituted under the Advocates Act, 1961;

- (b) an advocate who has been practicing in any Court of law within the jurisdiction of India; and
- (c) possesses the following standing in number of years of practice against the respective category and being an income tax payee and his minimum annual professional income in the last three years be for the sums stated below:-

Serial No.	Category of Law Officer	Practicing as an Advocate not less than	Income Tax Returns per annum (in rupees)
1	Senior Additional Advocate General	A designated Senior Advocate or alternatively an advocate having not less than 20 years of standing	20,00,000/-
2	Additional Advocate General	A designated Senior Advocate or alternatively an advocate having not less than 16 years of standing	15,00,000/-
3	Senior Deputy Advocate General	14	10,00,000/-
4	Deputy Advocate General	10	7,00,000/-
5	Assistant Advocate General	3	3,50,000/-
6	Advocate on Record	Nil, but having passed the Advocate on Record examination.	Nil:

Provided that the eligibility condition with regard to minimum standing as a practicing Advocate and annual professional income shall not apply to retired Judicial Officers, retired Law Officers of various departments of the Government of Punjab and retired Law Officers of the Directorate of Prosecution and Litigation, Punjab.

- (2) An Advocate shall be disqualified for being engaged, or for continuing as a Law Officer, if,—
 - (a) he has been or is disqualified by the Bar Council of the State, where he has been enrolled or Bar Council of India or any Court or authority; or
 - (b) he is found to be a person of unsound mind; or
 - (c) he is an undischarged insolvent; or

(d) he has been convicted of an offence involving moral turpitude and such conviction has not been reversed or he has not been granted full pardon in respect of such offence.

Duties of Law Officers.

- 10. (1) The Law Officers shall perform the following duties, namely:-
 - (a) give advice to the State Government upon legal matters, and perform such other duties of a legal character, as may from time to time, be referred or assigned to him by the Government and the Advocate General:
 - (b) appear and defend the State Government and/or its officers/officials or any other Statutory Authority before the High Court, Supreme Court of India, any other Court, Tribunal or authority in cases as may be assigned by any general or special order/ instruction or otherwise required by any Court or Authority; and
 - (c) discharge such other functions as are conferred on a Law Officer by or under the Constitution of India or any other law for the time being in force.
- (2) No Law Officer shall appear in a case which is against the interest of the State Government.

Miscellaneous.

- 11. (1) The Headquarter of the Law officer shall be at Chandigarh.
- (2) A Law Officer, who has been assigned cases beyond Headquarter shall, with the permission of Advocate General, hold the charge of that place.
- (3) Notwithstanding anything contained in this Act, the Government may, in consultation with or on the recommendations of the Advocate General, as the case may be, disengage or dispense with the engagement of any Law Officer from his office with immediate effect.
- (4) The Government or the Advocate General with the approval of the Government, shall have the right to engage any Advocate, not having been engaged as Law Officer, to institute, prosecute or defend any particular case or class of cases on behalf of the State Government and /or its officers/ officials and its instrumentalities.

Removal of difficulties.

12. If any difficulty arises in giving effect to the provisions of this Act, the Government may, by order published in the Official Gazette, make provisions not inconsistent with the provisions of this Act, as appears to be necessary or expedient for removing such difficulty.

STATEMENT OF OBJECTS AND REASONS

Government of Punjab has decided to engage Law Officers in the Office of Advocate General, Punjab in a transparent, fair and objective manner. In order to achieve this objective, "The Punjab Law Officers (Engagement) Act, 2017" is proposed to be enacted. The Act envisages constitution of a Selection Committee for engagement of Law Officers as per prescribed qualifications.

CAPTAIN AMARINDER SINGH,

Chief Minister, Punjab.

FINANCIAL MEMORANDUM

Financial implication in the proposed legislation to give the salary of the officers in the office of the Advocate General, Punjab including other perks and other office expenses of the said office.

The Governor has, in pursuance of clause (1) and (3) of Article 207 of the Constitution of India, recommended to the Punjab Legislative Assembly, the introduction and consideration of the Bill.

Chandigarh The 29th March, 2017 SHASHI LAKHANPAL MISHRA Secretary.

1223/03-2017/Pb. Govt. Press, S.A.S. Nagar